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Initial Review  
**BOX AF**

BOX AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1623

PATENT  
2185-0324P

AF\$  
1623  
#15  
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07/24/01  
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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Yasutaka SHIMOKAWATOKO et al. Conf.: 8303  
Appl. No.: 09/289,180 Group: 1623  
Filed: April 9, 1999 Examiner: P. Tung  
For: A METHOD FOR EVALUATING THE ABILITY OF A  
COMPOUND TO INHIBIT THE  
PROTOPORPHYRINOGEN OXIDASE ACTIVITY

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents  
Washington, DC 20231

July 18, 2001

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated January 18, 2001 of the Primary Examiner finally rejecting claims 28-34.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of two (2) month(s) for responding to the Final Rejection was previously requested and paid for on May 29, 2001. Thus a fee of \$500.00 is required to obtain an additional one (1) month(s) for filing the Notice of Appeal.

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01 FC:119  
02 FC:117

310.00 OP  
500.00 OP

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$310.00

☐ Small Entity - \$155.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$810.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ A check in the amount of \$810.00 is enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

*WJR*  
GMM/KLR/jao

2185-0324P

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